

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
July 24, 2006

D048292 County of San Diego et al. v. Joseph Anthony George

The motion to dismiss the appeal is dismissed.

D047091 People v. Moss

The judgment is affirmed. Huffman, Acting P.J.; We Concur: Nacres, J., Aaron, J.

D047452 In re S.C., a Juvenile

The jurisdiction and disposition orders are reversed and the juvenile court is directed to order the Agency to comply with the notice requirements of the ICWA. If, after proper notice and inquiry, no tribe exercises its right to intervene and the court determines that proper notice has been provided, the court is directed to reinstate the jurisdiction and disposition orders. If a tribe intervenes, the court is directed to conduct a new jurisdiction and disposition hearing in accordance with the provisions of the ICWA. Aaron, J.; We Concur: Haller, Acting P.J., McDonald, J.

D049019 In re S. H. et al., Juveniles

This matter has been reviewed by Justices McDonald, Huffman and McIntyre. The notice of appeal is not from an appealable order. It appears that the persons named as appellants in the notice of appeal lack standing. The notice of appeal is signed by only one of the two persons named as appellants. The appeal is dismissed.

D048745 Marriage of Miller

Appellant's motion to vacate dismissal and reinstate the appeal is GRANTED. The order of dismissal is VACATED and the appeal is REINSTATED. Appellant has 10 days from the date of this order to deposit costs for the preparation of the record on appeal with the San Diego County Clerk of the Superior Court.

D048809 Ramona G. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency

The attorney for petitioner Ramona G. has notified the court that after reviewing the record, he has decided not to file a petition for writ of mandamus under California Rules of Court, rule 38.1 and 1436.5. The case is dismissed.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
July 25, 2006

D046961 Kacha v. Allstate Insurance Company

The petition for rehearing and the request for modification in the alternative are denied. The Court declines Respondent's request to withdraw certification of publication of the opinion.

D048433 Losse v. Superior Court of San Diego County/Ellery

In light of the settlement, the order to show cause issued May 8, 2006 is discharged. At the request of petitioner, the petition for writ of mandate is dismissed. The stays issued April 18, 2006, and June 1, 2006 are vacated.

D046739 Sanford v. West Corporation et al. v. Berryman et al.

The opinion filed on June 30, 2006, is modified [see order]. There is no change in judgment.

D046549 People v. Whitlock

The petition for rehearing is denied.

D046158 In re the Marriage of Jeff Albrecht and Susan Bassford

The order is affirmed. Nares, J.; We Concur: McConnell, P.J., Aaron, J.

D047781 People v. Holmes

The judgment is affirmed. Benke, Acting P.J.; We Concur: McDonald, J., Aaron, J.

D046662 People v. Johnson

The judgment is affirmed. Nares, J.; We Concur: Huffman, Acting P.J., Aaron, J.

D047222 People v. Walton

The judgment is affirmed. McDonald, J.; We Concur: McConnell, P.J., Haller, J.

D048698 In re Butler on Habeas Corpus

The petition is denied.

D048717 In re Tiwana on Habeas Corpus

The petition is denied.

D049024 Viplex Industries Inc., et al v. Superior Court of San Diego County/Smith et al.

The petition is denied.

D049022 Atrium Companies Inc., et al. v. Superior Court of San Diego County/Smith et al.

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
July 26, 2006

D047664 Conservatorship of the Person Maria M.

The order reestablishing the conservatorship is reversed. This matter is remanded to the superior court, with directions that it (1) set a new hearing regarding reestablishment of the conservatorship, and (2) ensure compliance with applicable law, including its own local rules. The remittitur is to issue forthwith. The parties shall bear their own costs. Benke, J.;
We Concur: McConnell, P.J., McIntyre, J.

D048749 In re Cousins on Habeas Corpus

The petition for a writ habeas corpus was filed in the Fourth District Court of Appeal in error. The clerk of the court is directed to strike the filing and forward the petition to the Superior Court of the County of San Diego.

D048835 Main St. California, Inc. v. Jerry Jolly as Director etc/Alcoholic Beverage Control Appeals Board

The petition is denied.

D048944 Angel Q., et al. v. Superior Court of San Diego County/San Diego County Health And Human Services Agency

The attorney for petitioner Angel Q. has notified the court that a petition for writ of mandate under California Rules of Court, rules 38.1 and 1436.5 will not be filed as there are no viable issues for writ review. The case is dismissed.

D047358 Fraser III et al. v. Rudick/Andrews et al.

Upon written stipulation filed by the parties to the appeal, the appeal filed by John C. Fraser III and Kara Fraser, on October 21, 2005, is DISMISSED as to respondent Ronald Baldassari dba Baldassari Construction ONLY and the remittitur is ordered to issue. Each party to bear own costs on appeal.

D048783 Williams v. Interinsurance Exchange of the Automobile Club

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
July 27, 2006

D047976 In re G.C., a Juvenile

The orders of the juvenile court are affirmed. McDonald, J.; We Concur: Benke, Acting P.J., Haller, J.

D047054 People v. Jackson

The judgment is affirmed. Nares, Acting P.J.; We Concur: McDonald, J., O'Rourke, J.

D047293 Parker v. Hunter

The judgment is affirmed. Nares, Acting P.J.; We Concur: McIntyre, J., O'Rourke, J.

D046883 People v. Medina

The judgment of the trial court is reversed and the matter remanded with directions to the trial court to conduct a new hearing pursuant to section 987.8, subdivision (b) and consistent with this opinion. Nares, Acting P.J.; We Concur: McDonald, J., McIntyre, J.

D047041 People v. Ray

The appeal is dismissed. Irion, J.; We Concur: Nares, Acting P.J., Aaron, J.

D047788 In re Evan R. et al., Juveniles

The orders are affirmed. McIntyre, J.; We Concur: Benke, Acting P.J., Nares, J.

D046978 People v. Chandley

The judgment is modified to award Chandley three additional conduct credits. As modified, the judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect this modification and to forward a certified copy of the amended abstract to the Department of Corrections. McIntyre, J.; We Concur: Nares, Acting P.J., Irion, J.

D048329 Stephens v. San Diego Superior Court/Vegas et al.

Petition for review is denied.

D049078 Harrison et al. v. Superior Court of San Diego County/People

The petition is denied.

D048661 Lesser v. Superior Court of San Diego County/Surfstone

At the request of petitioner, the petition for writ of mandate is dismissed.

D049052 Cristler et al. v. Superior Court of San Diego County/Express Messenger Systems Inc. et al.

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
July 28, 2006

D048443 In re Alyssa D., a Juvenile

The appeal is dismissed. Benke, Acting P.J.; We Concur: Huffman, J., Haller, J.

D047454 In re Bruce M., a Juvenile

The juvenile court order regarding placement is affirmed; the order regarding probation conditions is reversed with directions to narrow the challenged references to those that will most specifically address the reformation and rehabilitation of the minor, with regard to his individual circumstances. Huffman, J.; We Concur: Benke, Acting P.J., Aaron, J.

D048725 Jimmy M. et al. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency

The attorney for petitioner Jacqueline B. has notified the court that a petition for writ of mandate under California Rules of Court, rules 38.1 and 1436.5 will not be filed as there are no viable issues for writ review. The case as to Jacqueline B. is dismissed.

D048829 7-Eleven Inc., et al. v. Jerry Jolly/Alcoholic Appeals Board

The petition is denied. The stay issued June 21, 2006 is vacated.

D048695 In re Garcia on Habeas Corpus

The petition is denied.

D047358 Fraser III et al. v. Rudick/Andrews et al.

Appellants John C. Fraser III and Kara Fraser have failed to file a brief after notice given under California Rules of Court, rule 17(a). The appeal filed October 21, 2005, is dismissed.